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10-CV-00401-ORD

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

TONY W. FUNE,)
7 Plaintiff,) Case No. C10-401-JLR
8 v.)
9 MICHAEL ASTRUE, Commissioner of the) ORDER REVERSING AND
10 Social Security Administration,) REMANDING CASE FOR
11 Defendant.) FURTHER ADMINISTRATIVE
12 PROCEEDINGS

12 The Court, after careful consideration of the plaintiff's complaint, the parties' briefs, the
13 Report and Recommendation of the Honorable Brian A. Tsuchida, United States Magistrate
14 Judge, and the balance of the record, does hereby find and ORDER:

15 (1) The Court adopts the Report and Recommendation.
16 (2) The final decision of the Commissioner is **REVERSED** and the case is
17 **REMANDED** to the Social Security Administration for further administrative
18 *Order on Remand.*
proceedings consistent with the *Report and Recommendation.*
19 (3) The Clerk is directed to send copies of this Order to the parties and to Judge
20 Tsuchida.

21 DATED this 17th day of December, 20 10.

22
23
JAMES L. ROBART
United States District Judge